HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

Writ Petition No. 15333 of 2005

Dated: 07th October, 2005

Between:

1.Beddala Poshalu S/o.Durgaiah, R/o. Bhoopalpalli village,

Warangal District and others.

..... PETITIONERS

AND

1.Mandal Revenue Officer, Bhoopalpalli, Warangal District

and others.

.....RESPONDENTS

HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

Writ Petition No. 15333 of 2005

ORDER:

This writ petition has been filed by the petitioners, who are four in number, assailing the action of the respondents in not considering their applications for allotment of house sites to an extent of 100 sq. yards each in Survey No.387/1 situated at Bhoopalpalli village.

2. D.Sammaiah, who is the first petitioner, has given his sworn affidavit in support of the writ petition. The case of the petitioners as set out in the affidavit is:- The

petitioners are landless poor and they are eking out their livelihood by manual labour. It is further stated that they submitted applications in the year 1998 for allotment of house sites at Bhoopalpalli village. After due enquiry, the Mandal Revenue Officer, Bhoopalpalli-1st respondent identified the government land in Survey No.387/1 to an extent of Ac.5.00 cents for the purpose of allotment of house sites to the loading and unloading workers. The assignment review committee approved the proposal for assignment in its meeting held on 05.02.2003 to allot an extent of 100 square yards each to the landless poor and labourers who belong to the Scheduled Castes, Scheduled Tribes and other Backward Classes for house sites. Since no action has been taken basing on the approval of the assignment review committee, the petitioners have chosen to approach this Court by invoking the jurisdiction under Article 226 of the Constitution of India.

3. Heard learned counsel appearing for the petitioners and learned Government Pleader for Assignment appearing for the respondents.

4. Learned counsel appearing for the petitioners submits that the Mandal Revenue Officer, Bhoopalpalli-1st respondent considered the case of the petitioners and recommended the same, but the authorities have not acted upon it and thus, the petitioners approached this Court by invoking the jurisdiction under Article 226 of the Constitution of India.

5. Learned Government Pleader for Assignment appearing for the respondents, on instructions from the respondents, submits that the clearance is required to be obtained from the Singareni Collieries Company Limited as the land in Survey No.387/1 is required for mining activities.

6. In the facts and circumstances of the case, I deem it appropriate to direct the respondents to consider the applications of the petitioners for allotment of house sites and pass appropriate orders within two months from the date of receipt of a copy of the order.

7. Accordingly, the writ petition is disposed of. No costs.

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B.SESHASAYANA REDDY, J.

Dated: 07th October, 2005.

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